



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Tuula RYDE et al.

Title: NANOPARTICULATE FIBRATE FORMULATIONS

Appl. No.: 10/693,496

Filing Date: 10/27/2003

Examiner: Unassigned

Art Unit: 1614

INFORMATION DISCLOSURE STATEMENT
UNDER 37 CFR §1.56

Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicants submit herewith on Form PTO/SB/08 a listing of the documents cited by or submitted to the U.S. PTO in parent application Serial No. 10/444,066, filed 05/23/2003. As provided in 37 CFR §1.98(d), copies of the documents are not being provided since they were previously submitted to the United States Patent & Trademark Office in the above-identified parent application.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR §1.97(b), before the mailing date of the first Office Action on the merits.

RELEVANCE OF EACH DOCUMENT

The relevance of the listed documents is explained in the parent application.

Applicants respectfully request that any listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date April 27, 2004

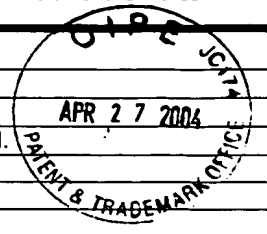
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Michele M. Simkin
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Registration No. 34,717

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Substitute for form 1449B/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT <i>(use as many sheets as necessary)</i>				Complete if Known	
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				Group Art Unit	1614
				Examiner Name	Unassigned
Sheet <u>1</u> of <u>4</u>				Attorney Docket Number	029318-0987



U.S. PATENT DOCUMENTS						
Examiner Initials*	Cite No. ¹	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code ² (if known)			
	A1	3,907,792		MIEVILLE	09/23/1975	
	A2	4,250,191		EDWARDS	02/10/1981	
	A3	4,499,289		BARAN ET AL.	02/12/1985	
	A4	4,647,576		HOEFLE ET AL.	03/03/1987	
	A5	4,686,237		ANDERSON	08/11/1987	
	A6	4,783,484		VIOLANTE ET AL.	11/08/1988	
	A7	4,826,689		VIOLANTO ET AL.	05/02/1989	
	A8	4,895,726		CURTET ET AL.	01/23/1990	
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	A10	5,145,684		LIVERSIDGE ET AL.	09/08/1992	
	A11	5,298,262		NA ET AL.	03/29/1994	
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	A13	5,318,767		LIVERSIDGE ET AL.	06/07/1994	
	A14	5,326,552		NA ET AL.	07/05/1994	
	A15	5,328,404		BACON	07/12/1994	
	A16	5,336,507		NA ET AL.	08/09/1994	
	A17	5,340,564		ILLIG ET AL.	08/23/1994	
	A18	5,346,702		NA ET AL.	09/13/1994	
	A19	5,349,957		YUDELSON	09/27/1994	
	A20	5,352,459		HOLLISTER ET AL.	10/04/1994	
	A21	5,399,363		LIVERSIDGE ET AL.	03/21/1995	
	A22	5,401,492		KELLAR ET AL.	03/28/1995	
	A23	5,429,824		JUNE	07/04/1995	
	A24	5,447,710		NA ET AL.	09/05/1995	
	A25	5,451,393		LIVERSIDGE ET AL.	09/19/1995	
	A26	5,466,440		RUDDY ET AL.	11/14/1995	
	A27	5,470,583		NA ET AL.	11/28/1995	
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	A29	5,494,683		LIVERSIDGE ET AL.	02/27/1996	
	A30	5,500,204		OSIFO	03/19/1996	
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	A32	5,518,187		BRUNO ET AL.	05/21/1996	
	A33	5,518,738		EICKHOFF ET AL.	05/21/1996	
	A34	5,521,218		OSIFO	05/28/1996	
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	A36	5,534,270		DE CASTRO	07/09/1996	
	A37	5,543,133		SWANSON ET AL.	08/06/1996	
	A38	5,552,160		LIVERSIDGE ET AL.	09/03/1996	
	A39	5,560,931		EICKHOFF ET AL.	10/01/1996	
	A40	5,560,932		BAGCHI ET AL.	10/01/1996	
	A41	5,565,188		WONG ET AL.	10/15/1996	

Examiner Signature	Date Considered
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⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

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				Examiner Name	Unassigned
Sheet	2	of	4	Attorney Docket Number	029318-0987

U.S. PATENT DOCUMENTS					
		U.S. Patent Document			
	A42	5,569,448		WONG ET AL.	10/29/1996
	A43	5,571,536		EICKHOFF ET AL.	11/05/1996
	A44	5,573,749		ILLIG	11/12/1996
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	A46	5,573,783		DESIENO ET AL.	11/12/1996
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	A50	5,591,456		FRANSON ET AL.	01/07/1997
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	A55	5,662,883		BAGCHI ET AL.	09/02/1997
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	A64	6,045,829		LIVERSIDGE ET AL.	04/04/2000
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	A77	6,431,478	B1	REED ET AL.	08/13/2002
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	A82	6,368,620	B2	LIU ET AL.	04/09/2002
	A83	6,368,622	B2	CHEN ET AL.	04/09/2002

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Sheet	3	of	4	Attorney Docket Number	029318-0987

U.S. PATENT DOCUMENTS					
	U.S. Patent Document				
	A#	Patent No.	Class	Inventor	Date
	A84	6,372,251	B2	LIU ET AL.	04/16/2002
	A85	6,375,986	B1	RYDE ET AL.	04/23/2002
	A86	6,383,517	B1	QIU ET AL.	05/07/2002
	A87	6,444,225	B1	SHERMAN	09/03/2002
	A88	6,451,339	B2	PATEL ET AL.	09/17/2002
	A89	6,465,011	B2	LAW ET AL.	10/15/2002
	A90	6,589,552	B2	STAMM ET AL.	07/08/2003
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	A102	2003/0077297	A1	CHEN ET AL.	04/24/2003

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		Office ³	Number ⁴	Kind Code ⁵ (if known)				
	A103	WO	02/098565	A1	ELAN PHARMA INTERNATIONAL LTD.	12/12/2002		
	A104	WO	02/067901	A1	RTP PHARMA INC.	09/06/2002		
	A105	WO	02/24169	A1	RTP PHARMA INC.	03/28/2002		
	A106	WO	02/24193	A1	RTP PHARMA INC.	03/28/2002		
	A107	WO	03/013474	A1	JAGOTEC AG	02/20/2003		
	A108	WO	86/07054	A1	SANDOZ-ERFINDUNGEN VERWALTUNGSGESELLSCHAFT M.B.H.	12/04/1986		
	A109	WO	86/03488	A1	SANDOZ AG	06/19/1986		
	A110	WO	99/29300	A1	RTP PHARMA INC.	06/17/1999		
	A111	WO	02/24192	A1	INSTITUT NATIONAL DE LA SANTE ET DE LA RECHERCHE MEDICALE	03/28/2002		
	A112	EP	0 142 146	A2	MERCK & CO. INC.	05/22/1985		
	A113	EP	0 221 025	A1	SANDOZ-PATENT-GMBH	05/06/1987		
	A114	WO	00/37057	A2	ABBOTT LABORATORIES	06/29/2000		
	A115	WO	00/57918	A2	ABBOTT LABORATORIES	10/05/2000		
	A116	WO	00/16749	A1	CLL PHARMA, ARENAS	03/30/2000		

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		Office ³	Number ⁴	Kind Code ⁵ (if known)				
	A117	WO	00/57859	A1	ABBOTT LABORATORIES	10/05/2000		
	A118	WO	00/72829	A1	ABBOTT LABORATORIES	12/07/2000		
	A119	WO	01/85345	A1	RTP PHARMA INC.	11/15/2001		
	A120	WO	03/013500	A1	LABORATOIRES SMB SA	02/20/2003		
	A121	WO	02/17883	A2	RTP PHARMA INC.	03/07/2002		
	A122	EP	1 112 064	B1	CLL PHARMA, ARENAS	07/04/2001		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials*	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T ⁶
	A123	<i>The Physicians' Desk Reference</i> , 56 th Ed., pp. 513-516 (2002)	
	A124	LINDAHL et al., "Characterization of Fluids from the Stomach and Proximal Jejunum in Men and Women," <i>Pharm. Res.</i> , 14(4): 497-502 (1997).	

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